

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

MICHAEL COTA,

Plaintiff,

v.

KELLY ATKINSON,

Defendant.

Case No. 3:21-cv-00432-MMD-CLB

ORDER

This matter is referred to the Court for the limited purpose of determining whether *in forma pauperis* status should continue on appeal. (ECF No. 13.) This Court certifies that any *in forma pauperis* appeal from its order of dismissal would be frivolous or would not be taken "in good faith" pursuant to 28 U.S.C. § 1915(a)(3). Plaintiff Michael Cota's *in forma pauperis* status should be revoked on appeal. See *Hooker v. American Airlines*, 302 F.3d 1091, 1092 (9th Cir. 2002) (revocation of forma pauperis status is appropriate where district court finds the appeal to be frivolous).

DATED THIS 7<sup>th</sup> Day of January 2022.



MIRANDA M. DU  
CHIEF UNITED STATES DISTRICT JUDGE